

**HAWAII STATE
HOUSE OF REPRESENTATIVES**

REGULAR SESSION OF 2012

MINI JOURNAL

FLOOR REMARKS TO BE INSERTED

**TWENTY-NINTH DAY
MARCH 12, 2012**

OFFICE OF THE CHIEF CLERK

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TWENTY-NINTH DAY

Monday, March 12, 2012

The House of Representatives of the Twenty-Sixth Legislature of the State of Hawaii, Regular Session of 2012, convened at 12:04 o'clock p.m., with Speaker Say presiding.

The invocation was delivered by Representative Angus L.K. McKelvey, after which the Roll was called showing all Members present with the exception of Representatives Carroll, Ching, Mizunio, Pine and Wooley, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Twenty-Eighth Day was deferred.

GOVERNOR'S MESSAGES

The following message from the Governor (Gov. Msg. No. 1106) was received and announced by the Clerk and was placed on file:

Gov. Msg. No. 1106, informing the House that on March 09, 2012, the following bill was signed into law:

H.B. No. 2096, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY." (ACT 006)

INTRODUCTIONS

The following introduction was made to the Members of the House:

REMARKS DELIVERED: Rep. Chang

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS
(FLOOR PRESENTATIONS)

The following resolution (H.R. No. 70) was announced by the Clerk and the following action taken:

H.R. No. 70, entitled: "HOUSE RESOLUTION CONGRATULATING AND RECOGNIZING THE MILILANI HIGH SCHOOL BOYS VARSITY SOCCER TEAM FOR WINNING THE 2012 STATE AND OAHU INTERSCHOLASTIC ASSOCIATION RED DIVISION BOYS VARSITY SOCCER CHAMPIONSHIPS," was jointly offered by Representatives M. Lee and Yamane.

Representative M. Lee moved that H.R. No. 70, be adopted, seconded by Representative Yamane.

Representative Yamane congratulated the 2012 State Champion, Mililani High School Boys Varsity Soccer Team, and introduced the Team Captains seated on the Floor of the House: Mr. Jake Sagami, Mr. Renato Torquato and Mr. Dug Curren.

Representative Yamane also recognized other members of the 2012 Mililani High School Boys Soccer Team seated in the Gallery and their coaching staff: Head Coach Mr. Jeff Yamamoto, Mr. Steve McGehee, Mr. Blane Ogawa, Mr. Ian Hasegawa, Mr. Darren Smith and Mr. Tim Liu.

Representative M. Lee then congratulated the 2012 OIA Champions, Mililani High School's Boys Wrestling Team, and the Girls Wrestling Team led by Coach Sam Lee on a successful season and their Trojan fighting spirit.

Representative M. Lee then introduced State Champion wrestlers Mr. Brayden Akeo and Ms. Quinn Nagatani who were seated on the Floor of the House, representing the Boys and Girls Wrestling Teams.

Representative M. Lee also introduced State Champion Ms. Morgan Yamaguchi of the Mililani High School Girls Wrestling Team, and her mother, Mrs. Yamaguchi, who were seated in the Gallery.

The motion was put to vote by the Chair and carried, and H.R. No. 70, was adopted, with Representatives Carroll, Saiki and Wooley being excused.

The following resolution (H.R. No. 71) was announced by the Clerk and the following action taken:

H.R. No. 71, entitled: "H.R. No. 71, entitled: "HOUSE RESOLUTION CONGRATULATING GLENN LEE AS THE 2011 HAWAII MILKEN EDUCATOR OF THE YEAR; SARAH WAGNER-DORICH AS THE 2011 HAWAII MILKEN EDUCATOR TEACHER OF PROMISE; TOM KURASHIGE AS THE RECIPIENT OF THE 2011 MASAYUKI TOKIOKA EXCELLENCE IN SCHOOL LEADERSHIP AWARD; KAREN IKEMOTO AS THE RECIPIENT OF THE FRIENDS OF THE LIBRARY OF HAWAII'S 2011 LIBRARIAN OF THE YEAR AWARD; TERI KING-AGAN, ROFINA RIVERA, AND RANDY SOTSUDA AS FRIENDS OF THE LIBRARY OF HAWAII'S 2011 EXCELLENCE IN SERVICE AWARDEES; AND ELDEN SETA AS THE 2012 NATIONAL BANDWORLD LEGION OF HONOR LAUREATE," was offered by Representative Takumi.

Representative Takumi moved that H.R. No. 71, be adopted, seconded by Representative Belatti.

Representative Takumi introduced the following honoree who was seated on the Floor of the House:

Mr. Glen Lee, Waialua High and Intermediate School career and technical educator, the 2011 Hawaii Milken Educator of the Year. Accompanying Mr. Lee was his wife, Mrs. Auria Lee, who was seated in the Gallery.

Representative Belatti then introduced additional honorees seated on the Floor of the House:

Ms. Sarah Wagner-Dorich, Kapunahala Elementary School kindergarten teacher, and 2011 Milken Educator of Promise. Accompanying Ms. Wagner-Dorich was Mr. Andrew Dorich, Ms. Rena Motoyama and Ms. Kristi Ingel, who were seated in the Gallery.

Mr. Tom Kurashige, Aiea Intermediate School Principal, and recipient of 2011 Masayuki Tokioka Excellence in School Leadership Award.

Ms. Karen Ikemoto, Hanapepe Public Library, recipient of the Friends of the Library of Hawaii's 2011 Librarian of the Year Award. Accompanying Ms. Ikemoto was her brother and sister-in-law, Mr. Eric Igeta and Ms. Karen Lee Igeta, who were seated in the Gallery.

Ms. Teri King-Agan, Keaau Public and School Library, recipient of the Friends of the Library of Hawaii's 2011 Excellence in Service Award. Accompanying Ms. King-Agan was Mr. Lee Gordon, who were seated in the Gallery.

Mr. Elden Seta, Moanalua High School Music Director, the 2012 National Bandworld Legion of Honor Laureate.

Representative Belatti also introduced Mr. David Wu, Department of Education Assistant Superintendent for the Office of information Technology who was seated in the Gallery.

The motion was put to vote by the Chair and carried, and H.R. No. 71, was adopted, with Representatives Carroll, Saiki and Wooley being excused.

At 12:27 o'clock p.m. the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:52 o'clock p.m., with Vice Speaker Manahan presiding.

SUSPENSION OF RULES

On motion by Representative Evans, seconded by Representative Pine and carried, the rules were suspended for the purpose of considering certain House Bills for Third Reading by consent calendar. (Representatives Carroll and Chang were excused.)

UNFINISHED BUSINESS

Representative Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 964-12) recommending that H.B. No. 1800, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1800, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," passed Third Reading by a vote of 49 ayes, with Representatives Carroll and Chang being excused.

At 12:53 o'clock p.m., the Chair noted that the following bill passed Third Reading:

H.B. No. 1800, HD 2

REPORTS OF STANDING COMMITTEES

Representative Chang, for the Committee on Water, Land, & Ocean Resources presented two reports:

(Stand. Com. Rep. No. 966-12), recommending that H.R. No. 16, be referred to the Committee on Finance; and

(Stand. Com. Rep. No. 967-12), recommending that H.C.R. No. 23, be referred to the Committee on Finance.

Representative Chong moved that the reports of the Committee be adopted, and that H.R. No. 16; and H.C.R. No. 23, be referred to the Committee on Finance, seconded by Representative Evans.

REMARKS DELIVERED: Rep. Hanohano

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 16, entitled: "HOUSE RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT LAHAINA, MAUI, FOR MAINTENANCE AND REPAIR OF EXISTING DECK AND IMPROVEMENTS," was referred to the Committee on Finance, with Representatives Carroll and Chang being excused; and

H.C.R. No. 23, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT LAHAINA, MAUI, FOR MAINTENANCE AND REPAIR OF EXISTING DECK AND IMPROVEMENTS," was referred to the Committee on Finance, with Representatives Carroll and Chang being excused.

Representatives Chang and Cabanilla, for the Committee on Water, Land, & Ocean Resources and the Committee on Housing presented a report (Stand. Com. Rep. No. 968-12), recommending that H.C.R. No. 25, be referred to the Committee on Finance.

Representative Chong moved that the report of the Committees be adopted, and that H.C.R. No. 25, be referred to the Committee on Finance, seconded by Representative Evans.

REMARKS DELIVERED: Rep. Hanohano
Rep. Jordan
Rep. Awana

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.C.R. No. 25, entitled: "HOUSE CONCURRENT RESOLUTION APPROVING THE SALE OF THE LEASED FEE INTEREST IN 619 KULIOUOU ROAD, HONOLULU, HAWAII," was referred to the Committee on Finance, with Representative Hanohano voting no, and with Representatives Carroll and Chang being excused.

Representatives Chang and Cabanilla, for the Committee on Water, Land, & Ocean Resources and the Committee on Housing presented a report (Stand. Com. Rep. No. 969-12), recommending that H.C.R. No. 26, be referred to the Committee on Finance.

Representative Chong moved that the report of the Committees be adopted, and that H.C.R. No. 26, be referred to the Committee on Finance, seconded by Representative Evans.

REMARKS DELIVERED: Rep. Hanohano
Rep. Awana
Rep. Jordan
Rep. Pine

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.C.R. No. 26, entitled: "HOUSE CONCURRENT RESOLUTION APPROVING THE SALE OF THE LEASED FEE INTEREST IN 644 HOKIOKIO PLACE, HONOLULU, HAWAII," was referred to the Committee on Finance, with Representative Hanohano voting no, and with Representatives Carroll and Chang being excused.

Representatives Chang and Cabanilla, for the Committee on Water, Land, & Ocean Resources and the Committee on Housing presented a report (Stand. Com. Rep. No. 970-12), recommending that H.C.R. No. 27, be referred to the Committee on Finance.

Representative Chong moved that the report of the Committees be adopted, and that H.C.R. No. 27, be referred to the Committee on Finance, seconded by Representative Evans.

REMARKS DELIVERED: Rep. Hanohano
Rep. Awana
Rep. Jordan
Rep. Pine

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.C.R. No. 27, entitled: "HOUSE CONCURRENT RESOLUTION APPROVING THE SALE OF THE LEASED FEE INTEREST IN 2314 10TH AVENUE, HONOLULU, HAWAII," was referred to the Committee on Finance, with Representative Hanohano voting no, and with Representatives Carroll and Chang being excused.

Representatives Chang and Cabanilla, for the Committee on Water, Land, & Ocean Resources and the Committee on Housing presented a report (Stand. Com. Rep. No. 971-12), recommending that H.C.R. No. 28, be referred to the Committee on Finance.

Representative Chong moved that the report of the Committees be adopted, and that H.C.R. No. 28, be referred to the Committee on Finance, seconded by Representative Evans.

REMARKS DELIVERED: Rep. Hanohano
Rep. Awana
Rep. Jordan
Rep. Pine

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.C.R. No. 28, entitled: "HOUSE

CONCURRENT RESOLUTION APPROVING THE SALE OF THE LEASED FEE INTEREST IN 41-557 KAMANAAINA PLACE, WAIMANALO, HAWAII," was referred to the Committee on Finance, with Representative Hanohano voting no, and with Representatives Carroll and Chang being excused.

Representatives Chang and Cabanilla, for the Committee on Water, Land, & Ocean Resources and the Committee on Housing presented a report (Stand. Com. Rep. No. 972-12), recommending that H.C.R. No. 31, be referred to the Committee on Finance.

Representative Chong moved that the report of the Committees be adopted, and that H.C.R. No. 31, be referred to the Committee on Finance, seconded by Representative Evans.

REMARKS DELIVERED: Rep. Hanohano
Rep. Awana
Rep. Jordan
Rep. Pine

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.C.R. No. 31, entitled: "HOUSE CONCURRENT RESOLUTION APPROVING THE SALE OF THE LEASED FEE INTEREST IN 95-017 KUAHELANI AVENUE, NO. 321, MILILANI, HAWAII," was referred to the Committee on Finance, with Representative Hanohano voting no, and with Representatives Carroll and Chang being excused.

THIRD READING

H.B. No. 2012, HD 1:

Representative Chong moved that H.B. No. 2012, HD 1, pass Third Reading, seconded by Representative Evans.

REMARKS DELIVERED: Rep. Ward
Rep. Oshiro
Rep. Rhoads
Rep. Oshiro
Rep. Awana
Rep. Oshiro
Rep. Hashem
Rep. Oshiro
Rep. Kawakami
Rep. Souki
Rep. Cabanilla
Rep. M. Lee
Rep. Yamashita
Rep. Pine
Rep. Ching
Rep. Belatti
Rep. Ward

TO BE INSERTED: Rep. Yamashita
Rep. Pine
Rep. Ching

(Submit by Wednesday, May 2)

The motion was put to vote by the Chair and carried, and H.B. No. 2012, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," passed Third Reading by a vote of 47 ayes, with Representatives Carroll, Chang, Hanohano and Wooley being excused.

At 1:27 o'clock p.m., the Chair noted that the following bill passed Third Reading:

H.B. No. 2012, HD 1

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 66 through 69) and concurrent resolutions (H.C.R. Nos. 93 through 99) were referred to Printing and further action was deferred:

H.R. No. 66, entitled: "HOUSE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII BOARD OF REGENTS TO STUDY THE REINTEGRATION OF THE OFFICE OF THE CHANCELLOR OF THE UNIVERSITY OF HAWAII AT MANOA WITH THE OFFICE OF THE PRESIDENT OF THE UNIVERSITY OF HAWAII SYSTEM," was jointly offered by Representatives Takai and Nishimoto.

H.R. No. 67, entitled: "HOUSE RESOLUTION REQUESTING A FINANCIAL AND MANAGEMENT AUDIT OF THE DEPARTMENT OF HAWAIIAN HOME LANDS," was offered by Representative Hanohano.

H.R. No. 68, entitled: "HOUSE RESOLUTION RECOGNIZING HAWAIIAN NATIONALS AS A POPULATION RESIDING LAWFULLY IN THE HAWAIIAN ISLANDS," was offered by Representative Hanohano.

H.R. No. 69, entitled: "HOUSE RESOLUTION URGING THE HAWAII STATE BAR ASSOCIATION TO MAKE RECOMMENDATIONS TO ADDRESS SECTION 560:2-804, HAWAII REVISED STATUTES. RELATING TO THE REVOCATION OF PROBATE AND NONPROBATE TRANSFERS BY DIVORCE OR TERMINATION OF RECIPROCAL BENEFICIARY RELATIONSHIPS," was offered by Representative Say, by request.

H.C.R. No. 93, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII BOARD OF REGENTS TO STUDY THE REINTEGRATION OF THE OFFICE OF THE CHANCELLOR OF THE UNIVERSITY OF HAWAII AT MANOA WITH THE OFFICE OF THE PRESIDENT OF THE UNIVERSITY OF HAWAII SYSTEM," was jointly offered by Representatives Takai and Nishimoto.

H.C.R. No. 94, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONVENE A TASK FORCE TO EXPAND A SCHOOL GARDEN PROGRAM STATEWIDE," was jointly offered by Representatives Belatti, Awana, Cabanilla, Carroll, Coffman, Evans, Ichiyama, Jordan, Kawakami, McKelvey, Morikawa, Nakashima, Takumi, Wooley, Yamashita and Rhoads.

H.C.R. No. 95, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A FINANCIAL AND MANAGEMENT AUDIT OF THE DEPARTMENT OF HAWAIIAN HOME LANDS," was offered by Representative Hanohano.

H.C.R. No. 96, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING HAWAIIAN NATIONALS AS A POPULATION RESIDING LAWFULLY IN THE HAWAIIAN ISLANDS," was offered by Representative Hanohano.

H.C.R. No. 97, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE HAWAII STATE BAR ASSOCIATION TO MAKE RECOMMENDATIONS TO ADDRESS SECTION 560:2-804, HAWAII REVISED STATUTES. RELATING TO THE REVOCATION OF PROBATE AND NONPROBATE TRANSFERS BY DIVORCE OR TERMINATION OF RECIPROCAL BENEFICIARY RELATIONSHIPS," was offered by Representative Say, by request.

H.C.R. No. 98, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE OFFICE OF SOLID WASTE MANAGEMENT TO DEVELOP A PLAN OF INITIATIVES FOR IMPROVED REUSE AND RECYCLING OF GREEN WASTE BY WORKING WITH THE COUNTIES TO ADDRESS EACH COUNTY'S UNIQUE NEEDS ACCORDING TO THEIR GEOGRAPHY, POPULATION, AND UNIQUE INDUSTRY MAKE-UP," was offered by Representative Evans.

H.C.R. No. 99, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF THE ATTORNEY GENERAL TO CREATE AN EFFICIENT TRACKING METHOD FOR DEOXYRIBONUCLEIC ACID (DNA) RAPE KITS AND TO REDUCE THE TIME TO PROCESS THE RESULTS," was offered by Representative Evans.

ADJOURNMENT

At 1:27 o'clock p.m. on motion by Representative Evans, seconded by Representative Pine and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Tuesday, March 13, 2012. (Representatives Carroll, Chang, Hanohano and Wooley were excused.)